MINUTES
TOWN OF LAKE CLARKE SHORES
REGULAR TOWN COUNCIL MEETING
FEBRUARY 14, 2017

Immediately following the Public Hearing

I. A) CALL TO ORDER AND ROLL CALL:

Mayor Robert M. W. Shalhoub, called the meeting to order at 7:23 p.m.

The following members and officials were present:

Robert M. W. Shalhoub, Mayor
Valentin Rodriguez, Jr., President Pro Tem
Malcolm K. Lewis, Council Member
Gregory Freebold, Council Member
Daniel Clark, Town Administrator
Mary Pinkerman, Town Clerk
Wes Smith, Chief of Police
Charles Schoech, Town Attorney

The following official was absent:

Thomas C. Mayes, Jr., Vice Mayor

B) MOMENT OF SILENCE, PLEDGE OF ALLEGIANCE, INVOCATION:

Mayor Shalhoub requested a moment of silence for Donald Clark, father of Dan Clark, Town Administrator and Louis P. Stern, Town of Highland Beach Commissioner, who recently passed away. He then led the audience in the Pledge of Allegiance. Reverend Father Peter Sphortun of St. Mary's Orthodox Church of West Palm Beach gave the invocation.

II. APPROVAL OF AGENDA:

Motion made by Council Member Freebold to approve the Agenda, seconded by President Pro Tem Rodriguez; Motion approved (4-0).

III. CONSENT AGENDA:

A) Approval of the Minutes of the January 10, 2017 Local Planning Agency Public Hearing.

B) Approval of the Minutes of the January 10, 2017 Town Council Meeting.

C) Approval of Resolution #17-02 – Expressing Appreciation to Mark Roberts for his exemplary service on the Zoning Board of Adjustments.

D) Approval of Resolution #17-03 – Amending Utility Fees and Charges to include a monthly charge to commercial utility customers for the annual Backflow Prevention Assembly Testing and Maintenance Program.

E) Approval of Proclamation recognizing the week of February 19 – 25, 2017 as "Engineers Week".

F) Approval of Agreement between Building Up Sports Academy, Inc. and the Town of Lake Clarke Shores to hold a summer fishing camp for children June 19 – June 23, 2017.

Motion made by Council Member Freebold to approve the Consent Agenda, seconded by Council Member Lewis; Motion approved (4-0).

IV. PRESENTATIONS:

A)

V. UNFINISHED BUSINESS:

A) Second and Final Reading of Ordinance #17-02 – Imposing a temporary moratorium on the operation of Medical Marijuana Treatment Centers and Dispensing Organizations.

> **AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LAKE CLARKE SHORES, FLORIDA, IMPOSING A TEMPORARY MORATORIUM ON THE OPERATION OF MEDICAL MARIJUANA TREATMENT CENTERS AND DISPENSING ORGANIZATIONS WITHIN THE TOWN FOR A PERIOD OF SIX (6) MONTHS; PROVIDING FOR EXEMPTION; PROVIDING FOR PENALTIES; PROVIDING AUTHORITY TO CODIFY; PROVIDING A SEVERABILITY CLAUSE, CONFLICTS CLAUSE AND AN EFFECTIVE DATE; AND OTHER PURPOSES.**

Motion made by Council Member Freebold to approve Second and Final Reading of Ordinance #17-02, seconded by President Pro Tem Rodriguez; Motion approved (4-0).

B) Renewal of yearly agreement for monthly pest control service from Safe Home Pest Control in the amount of **$**207.00 per month. (No quorum to vote on this issue during the January 10, 2017 Town Council Meeting – only 3 members present)

Council Member Freebold noted that he is the owner of Safe Home Pest Control which presents a conflict of interest in the matter. As such, he stepped down from the dais and abstained from the discussion and the vote on this issue.

Motion made by President Pro Tem Rodriguez to renew the agreement for monthly pest control services with Safe Home Pest Control, seconded by Council Member Lewis; Motion approved (3-0).

Council Member Freebold returned to the dais.

VI. NEW BUSINESS:

A)

VII. AUDIENCE COMMENTS

Paul Shalhoub, 1926 Arabian Road W – noted that the Town Council should have been better prepared on the procedures for the Public Hearing regarding the variance request.

Note: the Audience Comment portion of the meeting took place after Council Comments.

VIII. STATUS REPORTS:

Chief Smith – had nothing to add to his report.

Mr. Clark – had nothing to add to his report.

Mr. Schoech – had nothing to add to his report.

IX. COUNCIL COMMENTS:

Council Member Lewis – had no comments at this time.

Council Member Freebold – had no comments at this time..

President Pro Tem Rodriguez – stated that the new docks at Boat Ramp Park look very nice and thanked Mr. Clark for his assistance in getting this project going. He noted that new families are moving into town and are making improvements to their properties.

He also noted the Movie Night on March 31st and the BBQ on April 2nd. He encouraged everyone to attend.

Mayor Shalhoub – noted that the Palm Beach County League of Cities is looking for nominations to the Infrastructure Surcharge Oversite Committee and is asking municipalities to nominate qualified individuals for this committee.

Motion made by Council Member Freebold to nominate Kelley Smallridge as a representative to the Palm Beach County League of Cities Infrastructure Surcharge Oversite Committee, seconded by Council Member Lewis; Motion approved (4-0).

He reminded everyone about the Movie Night on March 31st and noted that Ms. Pat Conte, who oversees the dessert donations for the BBQ was present at the meeting. He noted that she is also the Chair of the Zoning Board of Adjustments and asked for her thoughts on the way that the Town Council handled the variance request. Ms. Conte noted that the issues between the neighbors, as discussed during the Public Meeting, did not happen until after the Zoning Board of Adjustment Hearing took place.

X. ADJOURNMENT:

Council Member Freebold made a motion to adjourn the meeting at 7:34 p.m., seconded by Council Member Lewis; Motion approved (4-0).

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Robert M. W. Shalhoub, Mayor Mary Pinkerman, Town Clerk